App F IX 4

Previous References (1944-45 nil)

File No 88-44

Serial Nos 49 89, 90 91

Later References

GENERAL AND REVENUE SECRETARIAT

Serial Nos Four

Part B for Fell up

SUBJECT

Grant of a site for the construction of a cinema theatre at the Porism town

Police

4

C. F 74]

Routine Notes

WD 07111—GPB—50,000—29-7-44

[To be used only for notes requisitions etc not intended for permanent record]

From
The L S Ly Branch

Forwards petition of Mr. B N Srikanta Sastri Proprietor Mahatma K Nehru Talkies Arsikere regarding his petition dated 25 8 45 to H H the Maharaja to grant him a site for the construction of a Cinema Theatre

— — — " — —

Submitted No reference is given by the L S Ly Branch for the file which they want to be returned If approved this will be returned to the L S Ly Branch to note the No and date of the transfer of the file required

It is marked to
5 9 45 the Asst Secy Law It may be dealt with in the Law Section
6/9

Is the file with us, where is it? Please write.
6/9

Plaintiff in file
2456/p45

N B — Should you ne notes be written on small slips the notes must be copied or slips pasted on this form

3 F 74]

Routine Notes

[To be used only for notes requisitions etc not intended for permanent record]

NB — Should routine notes be written on small slips they be copied or slips pasted on this form

4170
L

petition from Sri M V N Aradhya, Somwar Shell, Sirsi, praying the grant of licence for the construction of a cinema theatre at the place may be issued to be disposed of early

1) orders of the minister sought in the petition –

"A report of action taken in the matter may be obtained from the D C early"

(Sd) HG 18/12

2) A means is furnished in the petition accordingly

MA 18/12

3) Approved
18/12

4) Issued
L 20/12/44

Cys A
MA
22/12

From the D C Kanara vide No A 3 C 2766/44 of 28-12-44
A report in the matter

construction of a cinema at Burma

petition dt 6-1-45 from ~~one~~ Sri M V S Aradhya, agent, Burmah Shell, Burma, praying that ~~the~~ orders may be passed to stay the sale of the land* proposed to be given for the construction of a cinema at Burma

5) orders of the minister Leg on the petition –

"There appears to be an inordinate delay in dealing with the question although the party has deposited the amount long time back the records may be called for stopping further proceedings in the case to hear the parties'

(sd) Ag 6/1/45

6) orders of the Asst Secy, Leg –

"put up the file at once with a draft letter to the D C Kadur et"

(sd) Ag 9/1/45

as detailed in the D's letter

7) submitted with a note for perusal and orders. –

~~according to the D's report~~, The Hon'ble ~~Law~~ resolved to grant the site prayed for

by Sri M V S. Aradhya at a cost of Rs 1,680-12 at the rate of annas four per sq yard. Sri Aradhya ~~took objection~~ did not agree to the rate fixed by the tal cl and prayed for the grant of the site at Rs 750/- In the meanwhile one Sri B N Sreekantha setty of Bangalore applied for the grant of the site at ~~Rs~~ 0-3-0 per sq yd But the tal cl ~~have~~ decided to grant the land at 1-3½ per sq yd, as proposed by Sri B N setty to Sri Aradhya himself, who did not accept to take the land at this rate also

8) Again Sri B N setty applied to purchase the land at four annas per sq yd, as originally fixed by the tal cl The land has not yet been disposed of The D C has referred ~~to~~ to the sanitary Engineer to find out whether the land proposed to be purchased for the construction of a cinema is suitable for the purpose or not The D C is also of opinion that if the Sanitary Engineer ~~applies~~ his objection to the construction of a cinema at the place the site may be disposed of by public auction

~~In view of the~~ It is seen from the D C's report Sri Aradhya seems to have created no amount towards the purchase of the site but Sri Aradhya says that he has already { credited the amount

(para 4) 9) In view of ~~the~~ above facts

re grant of site for the construction of cinema at Birur

Continuation Sheet | File No / Current No | of | Page

the Dcs proposal to dispose of the land in question by public auction, if the Sanitary Engineer gives his opinion in favour of the construction of a cinema at the spot is submitted for orders with reference to the memorandum Leg orders at paras 1 and 5 supra

9/1 10) The Minister for has been pleased to order on 6/1 ult that the records may be called for, stopping further proceedings. This will be done. He will also be requested to obtain & forwarded the opinion of the Sanitary Engr which is stated to have been called for in the matter. pl. Sft. advice

Sms
10/1/45

11) A draft letter is putup for appl
Please see the Minister's orders at Flag K

Law Secy for 11/1/45

12 Ans 11-1-45

13) Issued 11/1/45

To,
Mr D C Thimaiah
L-6931 Dt 12-1-45
Issues certain instructions in the matter

SECY LAW DEPT 5463 11/1/45 GOVT OF MYSORE

From the D C Kadmat
No A3 e 2766/44 & 13-1-45
states that the Mt el have
resolved to dispose of the site in
question by public auction and
that the amount deposited
by the Bradhya refunded
(as per their letters enclosed for perusal
under reference communicated to this
office letter of 12-1-45 directing
that further proceedings should
be stopped & cancellation
sent to post both these letters
seem to have crossed each other
In the circumstances, a fresh letter
is submitted to the D C to take
further action, as directed
in this office letter of 12-1-45
Mr 22/1 15 For perusal before issue
Lawsey 22/1/45
16 Cus 24-1-45
17) Issued 24/1/45
To,
The D C Kadmat
L 7453 & 25-1-45
calls for certain information

TYP FT
24 J 1945
GEN & SECTT

4708

4978 construction of cinema at Burma

Continuation Sheet | File No / Current No | of | Page

From the D C Kandy.

No A3 C 2766/44 of 26-1-45

Forwards correspondence connected with the question

(1) subject for perusal of the receipt of further report, as promised by the D C will be awaited

(2) may be sent to the Minister Secy to P M for perusal with reference to para 1 supra

(2) The file may perhaps be referred to the Town Planning Committee for opinion as to the site in question is suitable for the construction of a cinema

This may be done

Secretary Town Planning
31/1/45

21) Your perusal

Minister 7-55

55/1 no file
1/3/1945

Secy
1-2-45
Minister

22) Secy
2-2-45

J A NO 202 of 28/2/45

Secy
27-2-45

23) Forwarded with compliments for the Secretary Town Planning Committee for favour of opinion as to the suitability of the site for the construction of a cinema theatre at Burma

Secretary
27/2/45 Secy Town Planning Board

Land Deptt

OFFICE OF THE MINISTER FOR L S G & P H
Date 1-2-45
No 5936

1/3/45

from the Govt Architect-
No 2698 of 3/5/45
as his opinion in the matter
24) subtd
the Govt Architect is
of opinion that the site proposed is
suitable for the construction of a
cinema at Simla
25) the local mil el proposes
to dispose the site in question by
public auction and the D C
Kandaghat also favours the proposal.
26) but one Sh M V S Bradhya
prays that the sale of site in
question may be confirmed in
his favour as originally resolved
by the mil el in view of the fact
that he has already credited
certain amount in this respect
and that a sum of Rs 5,000/
has been so far incurred
towards the cause
27/ subtd for orders with respect
the minister I&P orders
para 5 supra ~~Mr D's~~ (Tentative
records are placed below
hereon
5/5/45

28) On the application of one N V S Anthya the Bevan Committee resolved on 21 12 43 sanctioned the grant of 6723 sq yds of land lying behind the bus stand for the construction of a cinema theatre subject to the condition that the building should be constructed within two years & that it should be built according to sanitary rules. He was asked to deposit a sum of Rs 1680 12 at the rate of four annas per sq yd. He however stated that the value was too much & that the site may be granted to him for Rs 750.

Hep H

Q

2.8 R

29) In the meanwhile, one one B N Sukanta Telly of Trichur applied for the same land on 30 1 44 at an upset price of three annas per sq yd. The MLC however decided to give the site to the original applicant at 3 as per sq yd. He deposited the amount of Rs 1260 9 9 according on 17 2 1944.

Hep P

Hep O

30) Although he applied to the President of the MLC to give the sale deed & license for the construction of the building no action was taken.

31) On the other hand on the basis of the fake applications received from ~~[illegible]~~ [illegible]

~~and the instructions of the D.C.~~

B N Lukant & Co. ~~to~~ the MLC have resolved to sell the said site in auction & a notice was accordingly published in the papers to that effect

fly G

E

32) Mr V S Wadhya applied to the Govt against the action of the MLC further proceedings were accordingly stopped & a detailed report was called for from the D.C.

K

vide orders of the Minister dtd

33) We have received that he inspected the site on 8/12/44 along with the President Vice President & other officers and that he has sent the site plan to the Sanitary Engineer for his views as regards the suitability of the land for the construction of the cremation at the place. He adds that in the interests of the fund and of the MC the previous resolution of the MC to grant the land in question to Mr S V S Wadhya might be cancelled & the land sold in auction. The MC have also resolved on 28/12/44 that the site may be disposed of in public auction & the amount deposited by Mr M V S Wadhya refunded to him

G

34) The Govt Architect has expressed the view that the site is suitable for the construction of a

it may be allowed subject to certain conditions

35) It is seen from the records that the MLC decided to sell the land to one M V S Sastry at 3 as per yd and reapproved it on 30/1/[illegible] the money was also deposited on 17/2/[illegible] the MLC took no action In the meantime some one else viz one Lakshmanaswamy who is alleged to be a relative of the municipal President viz Sri Ananyamma self & Hemp at Anantapur has put in an application agreeing to purchase the site at 4 as per yd

Almost eleven months thereafter the MLC has decided to sell the site by public auction Why there was such a long delay in deciding the matter is not clear The attitude of the MLC towards the petitioner viz M V S Sastry appears to be reasonable at all As the valuation was more than Rs 1000/- the matter was required to be sanctioned by Govt under Sec 38(2) of the Municipal Act but the set why this was not referred to the Govt also is not clear

36) Points for orders

1) whether the sale of the land may be confirmed to one M V S Sastry in the circumstances represented by him in his appeal petition

2) whether the records may be returned

re disposal of site for the construction of a cinema

to the Deputy Commr Kadina as requested by him for action being taken to sell the land in question after responding the survey obtained from the M V & S Society. The resolution dated 28/7/45 in lieu of the M & S Society has been passed at the instance of the Dc Kadina who suggested to the MLC to cancel the previous resolution to sell the land in question to the petitioner (M/s Society) at a reduced rate

8793
1/5/45

For orders
Refer Minister orders on Flag K

Lawsey for
11/5/45

71 The petitioner says that he deposited Rs 1260 on 17 July in pursuance of the resolution & purchase the land as 3 acs a rd. But the DC Kadina report says that the petitioner did not come forward to accept the land a this rate

If really he has deposited the amount for the land to found the suitable for cinema it may be given & land at 4 as a square yard. He is willing. Yes sir

C F 69]

Continuation Sheet File No / Current No 726 of Page

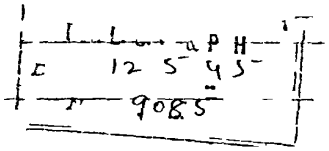
Proposal of sale of Brown for cinema

[illegible]

[illegible]

Ans 12/5/45

38) Govt after the expiry of the moratorium agreed to by the Municipality it has not taken any action to complete the transaction thus attitude is unreasonable since the party is now prepared to pay at Rs 6-0-0 per sq yd the land in any to be conveyed to the petitioner



Ans 27-5-45

39) Submit for pl

21/5

40) A draft letter is put up in this respect a draft memo is also put to the file

Mn 28/5

41) Submit for

29/5

To, the D C Kandhamal

L 1178 & 7-6-45

Series cat are instructions in the matter

11780 & 7-6-45

is an endorsement to the file

To Mn 16/6

re construction of a cinema at Bram

Petition dt. 25/6/45 from one Sri G N Sreekantaiah setty, Bramhaw, praying that orders passed in connection with the grant of land an site at an upset price of 0-4-0 per sqy yd at Bram be to Sri Bradhya may be reconsidered

42) Sri Setty

This relates to the disposal of a site at Bram for the construction of a cinema. In this office letter of 7-6-45, the D C Kadur st was requested to grant the site to one Sri Bradhya of Bram at Rs 0-4-0 per sqy yd and subject to certain conditions, as ordered at para 38 supra

43) The allegation of Sri Sreekantaiah setty is that though he was prepared to purchase the site at a cost of Rs 10,000, his prayer was not at all considered and that the same

7265 J 20 J 221 L

re construction of a cinema at Bonn

was ordered to be given to Mr Bradshaw at a low price etc

44) In the circumstances the prayer of Mr Setty to recommender the orders ~~alter~~ a bar of passed in the matter ~~is not~~ as at para 38 supra is fit for orders

~~Para~~ 1 of 7/45 45 In this connection the reference is also invited to the letter of 6-7-45 of the Govt Architect addressed to the D C Kadamat requesting the D C not to issue a license to Mr Bradshaw unless he ~~submits~~ submits satisfactory plans satisfying the conditions laid down in this Office letter of 7-6-45

Q There is a D.O letter received from the D C Kadamat Distt in this subject. Mr Minister for Agr has been pleased to call for a report & more than Govt and in the Government - Pl put it up

46) The D.O letter received from the D C Kadamat Distt contains the reasons

Serial No

given thereon to the documents
that the previous orders issued
contained in this file vide dated
by the Government in the revised
for orders
sd/- [illegible] for
24/7/49

47) Govt have come to a decision in the case previously

48) But in the interests of the Municipality it seems fair to have the site sold in public auction, if Mr Setty agrees to deposit Rs 10,000/= in the Treasury in the name of the Municipality -- This amount may be taken as the initial bid in the public auction to be held. Mr Setty is an outsider who wishes to create unhealthy competition and deprive local people of their chances to acquire property within Municipal limits. Mr Aradhya may take his chance along with others in the public auction. This is inevitable having regard to the prospects

NOTE—Contn Sheet

Disposal of a site at Bowen for cinema

17

File No 226/r of 194

General and Revenue Secretariat

Serial No

of improving the resources of the Municipality If Mr Setty does not deposit Rs 10,000/- within a week's time there is perhaps no need to interfere

Minister for Agr)

Asnus 26/7/1945

CIRCULATED TO MINISTERS JUL 25 1945 772

943/p 25/7

48) The President of the Municipality says in his letter to the DC of 12-7-45 that less prominently situated sites have fetched Rs 1/4 to Rs 1/8 in public auction

50) The DC's proposal to put the site to auction seems quite reasonable. The Municipal Council also resolved so. The resolutions in this matter appear to have been many & varied

51) What is the present legal position? I believe Mr Aradhya has sent a lawyer's notice to the President. An answer has been issued to him on 9-6-45

Is it possible now to order that the site be sold by public auction?

52) Was not sanction of Govt necessary for the Municipal Council earlier to give the site to Mr Aradhya as the value exceeded Rs 1000/- What the result be

53) Very early disposal please

Asnus 2/8/45

H O NO 20

54) Law section may be consulted on the points raised at paras 51 and 52 supra. The rather referred to as said to have been received in the Law Section along

para 2/8 for further of opinion on the points raised in paras 51 & 52 of the notes above early

55) See Law section WCD for 9/8/45

56) a sep note to 'x' is subd for ... on

57) On 26/12/43 the Town Council resolved that the land should be sold to Mr Bradley & Gaunt for £9,250 Hg B. On 30/1/44 again the Municipal resolved to grant the land to Mr Bradley at £3,250 for £9,250. On 28/12/44 the Municipal again resolved to sell the site by public auction — but Mr Bradley had offered £1260-9-0 on 17/2/44 as from the 2nd Resolution of the Municipal

MKH 8/8/45

57) ... 18/8

58) When the papers came before Earl, Hg N note was issued & post 7/4/45 ... to the effect that he sd be free to Mr Bradley & Gaunt for £9,250 as for the 26/12/43 resolution

59) Now he to C Wang & post-war ... 9/8 ... that it would be proper now to reverse Hg N note. When post passed Hg N note, it was neither their knowledge that

the lands would fetch a higher price if sold by public auction. The fact that this fact passed Hay N over

60) Without the search of fact the Municipality cannot sell a site which exceeds Rs 1000/- in value (see 38(2) of the Act) By passing Hay N over, Govt have approved of the Resolution passed by the Municipality on 26/7/43 but the Municipality has changed that Resolution by passing another on 30/7/44. Whether that Resolution was passed in accordance with Sec 27 cl 14 of the Act or not cannot be known. If it is not passed accordingly then Resol No 1 would stand but if it is passed in accordance with the terms called in Sec 27 cl (14) it would be over. Then perhaps East-over Hay N would not be quite proper

61) Reconsideration on this point is necessary, before a decisive opinion can be given on the point at issue

[illegible]
1052
21/8

Bokkay
L 5/9
9/8/45

13/8/45

62) Information on this at no point will be obtained from the Kadirgamar

Bokkay 15/8/45

63) Early Notes 23/8

64) Put letter [illegible]
[illegible]

From,
B N Sreekanta setty
M rchant& Land hold r,
Proprietor Mahatma & Nehru Talkies,
Arsikere

To,
HIS HIGH NESS THE MAHARAJA OF MYSORE,
MYSORE
(Submitted through The Private Secretary to His Highness The Maharaja of Mysore)

May It Please Your Highness,

In continuation of my application Dated 25 6 45 submitted for your kind consideration & favourable orders, I am extremely sorry to bring to your kind notice that I was not ~~feured~~ favoured with any reply from your Highness

As represented in my previous application about The Proposed "Cenema Site" at Birur The Minister for Local Selfgovernment has ordered The Birur Muncipality to grant The Site in question to Sri M V S Aradhya for THOUSAND EIGHT HUNDRED RUPEES ONLY BY overlooking my offer for Ten Thousand Rupees

A2
e6
19/12/45

Through out during the time of the consideration of the above subject I have submitted offers one after the other both to The Muncipality & to The Deputy Commissioner of Kadur Dist The Deputy-Commissioner has also recommended to the government to sell the said Site inpublic auction having my offer of Ten Thousand Rupees as the first bid

I beg to humbly submit that I am done great injustice in disposing the site So I humbly request your Highness to pass a "stay Order" and call for all the concerned records and favour me with your Highness's kind orders

I beg to remain Your Highness,
Your Most obediently,

Arsikere
Dated 16 1 45

B N Sreekanta Setty

64) The connected file has been disposed of separately. May be filed

28/1/45

65) As no more petitions has been received here, ~~from (address to~~ it is perhaps desirable to issue an endorsement to the petitioner to the effect that

KAM

Petition from Mr Setty re disposal of income sts

4652/L

the Govt have passed final orders at Simla in the matter and that no notice would be taken of such petitions as are received in future on the subject

SSB 4/2

66/ Subs to the references in para 64 supra

MA 4/2/46

It is necessary to issue a final endorsement to the petitioner as above in the matter of income sts he will go on petitioning. It will be done if approved

Yes 4/2/46

Yes 8/2/46

Dft endt please 8/2/46

The Govt's endorsement already further may hereby be affirmed

MA 9/2

9/2/46

To Mr Sreekantaiah

2 8166 of 13/2/46

Issues an endorsement

TYPING SECTION
SFE
8/3

523/L/1160/L proposed site at Poona for the construction of a cinema 2182 p45

65) submitted with a draft letter
MA 24/8/45 — 66) Approve as noted
L 24/8/45

To,

The D C Kandhar
L 1170 of 24-8-45
calls for certain information

✓ Cons A (WD)
MA 24/8/45

From the D C Kandhar
No A3 c 2766/44 of 27/8/45
furnishes the information in the matter

LO No 24 67) This may now be sent to the Law section with reference to paras 60(A) & 61 supra

MA 28/8/45

Put up seg Law section
MC
for 28/8

remember 2182/p45
A in Nov'45
C 9 Ks

68) Please put up L-Memorial Ref-
31/8/

69) A copy

Disposal of a site at Bournemouth for Cinema

73) 70) In continuation of my note dated 13 9 45 (Paras 57 & 61) I wish to state as follows

71) I wanted information on a question whether the 2nd Resolution passed by the Municipal on 30/4/44 was ultra vires or intra vires of the Town Planning Act & the reference to C on this point. It clearly shows that the 2nd Resolution was passed by the Council without the proper majority as required under Sec 27 (1) of the T & C Act. Hence the 2 Resol' cannot stand as it is ultra vires of the T & C Act

72) As Sec of State of passing Town Planning Order confirming the 1 Resolution, it is not in order to re-consider it or the State as suggested by Mr C, as the course shows that the delay would be larger than if selling the site in Public Auction

73) I therefore submit that Sec of State should first appeal to Town Planning Order, & then the site to Mr Bradley who ~~is prepared~~

228 [illegible]

has already [illegible] on the subject
[illegible] as for not resolving
the Municipality it would be
highly improper to go back against
Hay N over as the State Govt
Bombay has a legal claim to
expect the over passed by Govt
on 7/9/45 (Hay N over), — as such,
Hay N order being Govt sanction
to by the Municipality

116B/L

116B/L

ADDITIONAL SECRETARY
No
Date
GOVERNMENT OF MYSORE

(Law Secy)
7/9/45

74) I am of the same opinion
A. [illegible] Addl Secy
8/9/45

75) Chief Minister/Minister at 49-53 above
8/9/45

(Minister for Finance)
12/9/45

12/9/45

FC [illegible]
SEP 12 1945
1892

76) In view of the legal position as explained above the DC has to be informed that his recommendation to put the site to auction cannot be given effect to and that the Municipality should forthwith arrange to hand over the site to

Disposal of a case as Bring for cinema

to Mr Aradhya ~~as indicated~~ as stated

in the Govt order of 7-6-45

77) The file may be sub^d to the Dewan

for perusal

DEWAN'S OFFICE
17 SEP 1945
NO 1748

(Dewan)

13/9

15/9

17/9/45

78) The Law Secy may please speak to me

20/9/45

79) On being asked by the Dewan to examine the legal effect of the Govt order on the rights of the parties to the contract, I have referred to the relevant provisions of the Town Municipalities Act and am of opinion that while the absence of sanction in cases where the amount or value of property involved is more than Rs 1000 affects its enforceability the approval by Govt does not improve upon the claim or increase the liability of the parties. Thus, as provided for in Sec 3 of Town Municipalities Act that a person appointed by Govt to carry on works on behalf of a Municipal Council may make contracts necessary for carrying such works, and may by his acts bind the Municipal Council. According to Sec 50 of the Act property of the description contained therein belongs to the Municipal Council unless Govt by means of a notification chooses to resume any property. It follows therefore that the legal owner of the property is the Municipal Council and Govt may only do anything in its relations to it independently of any other. By a mere accord of sanction by Govt the objection to such a contract is open otherwise, cannot be swept away. The Municipal Council may elect to act as it deems fit in regard to contracts sought to be enforced against it having regard to its merits.

ADDITIONAL SECRETARY
6/10
OF MYSORE

80) For orders of Addl Secy L&C

may be taken as in para 76 above

Dewan

Rv 6/10/45

6/10/45

DEWAN'S OFFICE
6 OCT 1945
NO 2324

81) The file may be sent to me

Minister for instructions in the light of
Mr Lawrence's note

2324

Minister for Agr)

12/10/45

13/x/

82) 15/10

16/x/

83) Submitted with a draft letter to the
D C Kandy etc and a dft endorsement
to the Bradhya — Ref paras 76, 81 & 82
supra

84) Minute set down

19/10

20/x/

To,

The D C Kandy etc
Camp L 87 of 20-10-45
Directs that the possession of the site in question
should be given to the Bradhya
immediately

L 88 of 20-10-45 —
Issues an endorsement
to the Bradhya

1166 ✓ 2826/L grant of Camp at Bren for the
87 construction of a cutcha

Another petition of mal from Sri K
Satyanarayana re the disposal
of the site in question

Order of the minister H&Sh

85) 'Have not orders been passed?
Please issue now'

(Sd) Nas

86) Subject
Orders were communicated to the
D c Kadur in this office letter
of 20-10-45 (fig d)

87) A draft letter is putup to the
D c Kadur calling for a report
of action taken in this respect,
as already directed in the above
said letter

Sd 88) 1) Issue at once
6/11 89) 2) resubmit approve
for
14/11/45

TYPING SECTION
15 NOV 1945

To,
The D c Kadur H
L 3853 of 16-11-45
90) calls for a report of action taken
Resubmitted as directed above

Sd 19/11/45

91) Orders in the subject were communicated to the D.C Kadur Draft in 20 10 45 (Pg C) It is not known of effect was given to it Hence the D.C has been written to for the information Its receipt is awaited

refer para 95 supra

Resume from 19/11/45

2973
20/11

92) 20/XI/45
20/XI/45

C F No 46]

GOVERNMENT OF MYSORE

No C015/45
Encls

OFFICE OF the Deputy Commissioner
Kadur District

BEN & REV SECRET 3502 20 NOV 1945 L S G BRANCH

Date Chikmgalur, 17th November 1945

To

The Scretary to Government
Revenue Department Bangalore

20/11

Sir

In reply to your D O No L 3853 dated the 16th November 1945 in the matter of handing over the land to Mr M V Aradhya, etc I have the honour to stat that the Municipal President Birur has has already been instructed in the matter and I also saw Mr Aradhya carting stones to the site for the construction

I have the honour to be,
Sir
Your most obedient servant

Deputy Commissioner,
Kadur District

93) Who wrote this D O, so recently? Instruct the file from 20 11-45

282-6 √ 3582/4 grant of land for the construction
38/8 of cinema at Birem

95) A letter was issued from this office on 16/11/45 to the D C Kadavat enquiring what action had been taken to implement the orders of govt directing the grant of land to M Aradhya. The report now received from the D C is a reply to that letter — subject with reference to paras 85, 93 & 94 supra

30/5
11/11

Mr a 20/11 6) for personal info action is called for

Rev officer
21/11/45

61) DAO
21/11

62) This will now be recorded, if approved

Mr a 22/11 63) yes
22/11/45

A3 C 2766/44-45
Encl Four

OFFICE OF THE DEPUTY COMMISSIONER
KADUR DISTRICT
CHIKMAGALUR Dated 28-12-1944

To

The Secretary to the Government
of His Highness the Maharaja of Mysore
Law Department
BANGALORE

Sir

Subject: Re the site for the construction of a Cinema Theatre at Birur Town

---

With reference to your Memo No L 6072 dated 20th December 1944, forwarding a petition dated 20th December '44 presented by Mr M V S Aradhya of Birur and calling for a report on the above subject, I have the honour to state that Mr M V S Aradhya applied to the President, Municipal Council, Birur for the grant of a site measuring 300' X 300' near the bus stand at the place, for the purpose of constructing a cinema Theatre thereon The Managing Committee of the Municipal Council passed a resolution on 26-12-1943 that land measuring 6723 Sq yards behind the bus stand may be granted to the applicant subject to the condition that the building should be completed within two years and that it should be erected according to Sanitary rules Accordingly, he was asked to credit a sum of Rs 1,680-12-0 at the rate of annas four per sq yard On 21-12-43, he complained that the value fixed for the site is too much and that the site may be granted to him for Rs 750/-

2 In the meanwhile, one Mr B N Sreekanta Setty of Arasikere applied for the same land on 30-1-44, for an upset price of annas three per sq yard At its meeting held on the same day, the Municipal Council resolved that this application may be taken up for consideration at the next meeting It however, decided that the site in question may be granted to Mr M V S Aradhya at an upset price of 0-3-0 annas per sq yard but this gentleman did

did not come forward to accept the land at this rate.

3 On 14-2-44, Mr B N Sreekanta Setty of Arsikere applied to this office stating that he was prepared to purchase the site at four annas per sq yard He has addressed the Minister for Local Self Government and Public Health in the matter on 22-10-1944 and a copy of the petition has been sent to me for disposal with your letter No L 5559 dated 7th December 1944

4 I inspected the spot in question on 8-12-44 along with the President, Vice-President and other officers and found that the Theatre building if constructed, will not be parallel to the Bangalore-Honnavar Road In my opinion, the site is also not very suitable for the Cinema theatre however, I have sent a site plan to the Sanitary Engineer and have requested him to furnish his views in the matter If he has no objection for the construction of a Cinema theatre on the site, it may be disposed of in public auction as it may fetch a sum of Rs 5,000/- at least In the interests of the finances of the Municipality, the previous resolution has to be annulled I recommend that the same may be annulled

The following papers are enclosed for favour of reference -

1 Copy of the resolution of the Managing Committee of the Municipal Council, Birur, dated 26-12-43
2 Copy of the resolution of the Municipal Council dated 30-1-1944
3 Petition dated 12-2-44 from Mr B N Sreekantha Setty, Arsikere
4 Petition dated 12-12-44 from Mr M V S Aradhya, Birur, addressed to the Minister for Local Self Government

I have the honour to be,
Sir,
Your most obedient servant,

DEPUTY COMMISSIONER,
KADUR DISTRICT

Tss

COURT FEE TWO RUPEES

COURT FEE ONE RUPEE

COURT FEE EIGHT ANNAS

BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA

OF MYSORE BANGALORE

4534/2

Petitioner -M V S Aradhya Agent Burman Shell, Birur Kadur District

---

1) The petitioner is a resident of Birur Town Kadur District The Birur Town is a prospering one affording facilities to its citizens in all directions This town has no facilities for social entertainments which would contribute to the happyness of its citizens

2) The petitioner, with the idea of constructing a decent Cinema Theatre in the Town thus affording social entertainment not only to the town but also to the adjoining villages approached the Town Municipal council on 25/7/42 to grant the site just opposite the Bus stand to construct the cinema theatre, at a reasonable cost Further the petitioner again approached the Council on 19/10/1943 for the grant of the site so that he may construct the theatre for the benefit of the citizens of the town On this application an endorsement was ~~received~~ issued to the petitioner on 1/1/44(which is wrongly dated 1/1/43) offering the site in question at 0/4/0 per syd and calling upon the petitioner to deposit Rs 1680/12/0 within three months from this date

3) After the receipt of this endorsement the petitioner again approached the Municipality on 5/1/44 requesting that the rate of 0/4/0 a syd is too much and is prepared to purchase the site at an upset price

of Rs 750/- which would roughly come to 0/2/0 a Syd

4) On this application the Town Municipality at its general meeting held on 30/1/44 after considering the prevailing market rate at that time in that town fixed the rate at 0/3/0 a syd and asked the petitioner to deposit the amount of Rs 1260/9/0 Accordingly the petitioner deposited the amount of Rs 1260/9/0 on 17/2/1944 by receipt No 19 book No 7627

5) After the deposit of money the petitioner in order to construct the building immediately has invested Rs 5000/- for the purchase of materials and all the size stones have been cut and placed on the site in question

6) Till today the Municipality has not executed the necessary documents inspite of repeated requests by the petitioner and further they have not received any endorsement to the applications given by the petitioner on 14/8/44 and 16/9/44 requesting the execution of the deed and the grant of license for its construction

7) Subsequently the petitioner learns that Mr K T Satyanarayana Setty, the present Municipal President Birur has instigated his sister's son B S Sreekanta Setty of Arasikere Town and also one of his close relative C T Channakesavasetty of Birur who is an Insurance agent to apply for the grant of the same site with the ulterior motive of keeping the site for himself Mr B S Sreekanta Setty has asked the grant of the site at 0/4/0 a Syd which shows clearly that the rate given by the petitioner is not low Further if the Government finds that the rate at which the site is given is too low

the petitioner is ready to pay the rate at which the municipality offered the site at first which is also the rate offered by Mr B S Sreekantasetty of Arasikere

8) The petitioner learns that the Deputy Commissioner Kadur District has asked the Town Municipality Birur to put the site in question to public auction on the - erroneous view that it would fetch a very high amount - without considering the fact that it would cause a very heavy loss to the petitioner and also ~~xxxxx~~ ignoring the fact that everything in this connection has been done by the Municipality according to Rules and practice Further the Town Municipality at its Meeting held on 30th December 44 have decided that the site should be sold by public auction on 25/1/45

9) The petitioner respectfully submits that he has committed himself bonafide to the extent of Rs 5000/- excluding the money paid for the site and prays - that the sale in his favour be confirmed and direct the local authorities to issue the license to the petitioner so that the Town may possess as early as possible a decent Cinema building affording an opportunity for the enjoyment and happiness of the citizens of Birur town and the adjoining villages If the sale is held on that date the petitioner would incur heavy loss and therefore prays that the Government be pleased to stay the sale to be held on that date and call for the connected records and pass favourable orders

Bangalore City
6th January 45

Mr S Prabhu

Petitioner

B S Puttaseddiah
Advocate for the Petitioner

MYSORE — COURT FEE — ೨ ರೂ TWO RUPEES

Before the Government of His Highness the Maharajah of Mysore

ಕೋರ್ಟಿಗೆ.

19 — 19 ನೇ ನಂಬರು

ವಾದಿ ಯಾ ಅರ್ಜಿದಾರ

M V S Aradya

Vs

ಪ್ರತಿವಾದಿ ಯಾ ಅಪೊ ನೆಂಟ್

Town Municipality Bang

ಮ॥ ರಾ॥ C C Veeraiah, & B S Puttaseddiah ಯವರಿಗೆ

ಒರಸಿಕೊಟ್ಟ ವಕಾಲತ್‌ನಾಮಾ

ಈ ಮೊಕದ್ದಮೆಯಲ್ಲಿ ತ ವು ನನ್ನ ಪರವಾಗಿ ಅಖೈರುವರಿವಿಗೂ ಕೋರ್ಟಿನಲ್ಲಿ ವಿವಾದ ಜರಿಗಿಸುವುದಕ್ಕೂ ನನ್ನ ಪರ ಆಗುವ ಎಲ್ಲಾ ವಿಧವಾದ ಆರ್ಡರನ್ನೂ ಡಿಕ್ರಿಯನ್ನೂ ಜಾರಿಕ್ರಮ ನಡಿಸಿ ಹಣ ವಸೂಲು ಮಾಡಿಕೊಳ್ಳುವುದಕ್ಕೂ ನನಗೆ ಕೋರ್ಟಿನಿಂದ ಸಲ್ಲಬೇಕಾಗಿರುವ ರೀಫಂಡು ಮೊಬಲಗು ಡಿಕ್ರಿ ಮೊಬಲಗು ಸಿಲ್ಕು ಮೊಬಲಗು ದ ವಾ ಸ್ವಾಂವು ಮೊಬಲಗು ಸಹ ಪಡೆಯಲಿಕ್ಕೂ ದಸ್ತೈವಜು ವಗೈರೆಗಳನ್ನು ವಾಪಸು ಪಡಿಯಲಿಕ್ಕೂ ಸಹ ತವ ಗೆ ಈ ಮೂಲಕ ಸಂಪೂರ್ಣ ಅಧಿಕಾರ ಕೊಟ್ಟಿದೇನೆ ಅಲ್ಲದೆ ತಾವ ಗಲಿಯಾ ತಮಗೋಸ್ಕರ ಮತ್ತಾವ ಲ ಯ ರಾಗಲಿ ಡಿಟೋ ಮೊಕದ್ದಮೆಯಲ್ಲಿ ನಡಿಸುವ ಎಲ್ಲಾ ಕೇಸುಗಳನ್ನು ನಾನು ಖುದ್ದು ಇದ್ದು ನಡಿಸಿದಂತೆ ಒಪ್ಪಿಕೊಳ್ಳಲು ಬದ್ಧನಾಗಿ ಇದ್ದೇನೆ

ತಾರೀಖು 6/1 1945 ರು M V S Aradya

ಈ ಮೊಖ್ತಾರುನಾಮೆ ಕೊಟ್ಟವರು ನನಗೆ ಪರಿಚಯಸ್ತರಾಗಿ ನನ್ನ ಸಮಕ್ಷಮ ರುಜು ಮಾಡಿರುತ್ತಾರೆ
B S Puttaseddiah
ದಿ 6/1/45

ಈ ಮೊಖ್ತಾರುನಾಮೆ ತಂಗಿ ಕರಿಸಿ ಇದ್ದೇನೆ
C C Veeraiah
B S Puttaseddiah
ದಿ 6/1/45

ಶ್ರೀ ನಂಜುಂಡರಾಮಯ್ಯ ಕೆಟ್ಟ ಶ್ರೀಕಂಠೇಶ್ವರ ಬುಕ್‌ಡಿಪೋ, ಟೌನ್ಸ್ ರೋಡು, ಬೆಂಗಳೂರು ಸಿಟಿ

G R S App F G 3

GENERAL AND REVENUE SECRETARIAT

(Continuation sheet draft form)

To, K 6931 12/1/45

The D. C. Kadma

Sir,

With reference to the correspondence ending with your letter No A3 C 27 dt 28-12-44 forwarding a report on the question of granting a site for the construction of a cinema at Arra, I am directed to request you to obtain and send further reports on the subject, ~~and to~~ stopping further proceedings in the matter, the opinion of the Sanitary Engineer on the advisability of granting the site for the construction of a cinema, may also be obtained and sent very early. The matter will be duly treated as immediate.

2 PP

which is stated to have been called for

3. PP 3

I have

for

Secretary

WD 0565—GPB—22,500—8-11-38

D C 5]

In reply please refer to—
No. A3. C. 2766/44-45

Encs

4708/C

OFFICE OF THE DEPUTY COMMISSIONER
KADUR DISTRICT

Dated Chikmagalur, 13th January 1945

From B. K. RAGHAVENDRA RAO, Esq., M.R.C.S. (Edins)
Deputy Commissioner, Kadur District

To The Secretary to the Government of
His Highness the Maharaja of Mysore
Law Department, Bangalore

Sir

Subject Re the site for the construction of a Cinema theatre at Birur Town

In continuation of this office letter No. A3 C 2766/44-45 dated 30th December 1944 on the above subject, I have the honour to state that the Town Municipal Council, Birur, have resolved at their meeting held on 28-12-44, that in modification of the previous resolution, the site may be disposed of in public auction and that the amount deposited by Mr L.V S.Aradhya may be refunded to him

I have the honour to be,
Sir,
Your most obedient servant

DEPUTY COMMISSIONER
KADUR DISTRICT

Tss

To. L 7453

25/1/45

The D C Kandwala 37

Sir,

With reference to your letter No A3 C 2766/44 of 13-1-45 re The Disposal of a certain site at Burma for the construction of a cinema, I am directed to invite reference to this office letter No L 6931 of 12-1-45 directing that further proceedings be stopped etc and to request you to take action accordingly and submit a report to govt

Thanks
for
Secy Law

OFFICE OF THE DEPUTY COMMISSIONER
KADUR DISTRICT
CHIKMAGALUR, Dated 26-1-1945

No. A3 C 2706/44-45
Encl: one file

To

The Secretary to the Government
of His Highness the Maharaja of Mysore
Law Department
BANGALORE

Sir

re: The grant of a site for the Construction of a Cinema Theatre at Birur

With reference to your letter No. L 6931 dated 12th January 1945 on the above subject, I have the honour to forward herewith the entire file of records received from the President, Town Municipal Council, Birur.

2. The opinion of the Sanitary Engineer on the desirability of granting the site for the above purpose has not yet been received in this office. He has again been requested on 16-1-1945 to expedite his reply in the matter.

I have the honour to be,
Sir,
Your most obedient servant,

Deputy Commissioner,
Kadur District

Tss

MU 668-44-89

No A3 C 2766/44-45
Encl

OFFICE OF THE DEPUTY COMMISSIONER
KADUR DISTRICT
CHIKMAGALUR Dated 29-1-19545

To

The Secretary to the Government
of His Highness the Maharaja of Mysore
Law - Department
BANGALORE

Sir

Re: Disposal of a site at Birur for the construction of a Cinema

With reference to your letter No L 7453 dated 25th January 1945 on the above subject, I have the honour to state that further proceedings in the matter have been stopped and the entire records have been sent to you on 26-1-1945

I have the honour to be,
Sir,
Your most obedient servant

Deputy Commissioner,
Kadur District

RKN

ML 868-44-89

No A3 C 2766/44-45 4974 29/2
Encl: To

OFFICE OF THE DEPUTY COMMISSIONER,
KADUR DISTRICT
CHIKMAGALUR Dated 26th Feb 1945

Camp Balehonnur Tum C

No 5696

To

The Secretary to Government
of His Highness the Maharaja of Mysore,
Law Department Bangalore

Sir

In continuation of my letter No A3 C 2766 dated 29th January 1945 I have the honour to forward herewith a copy of the letter No 1097/E2 dated 31st January 1945 from the Sanitary Engineer together with a copy of letter No 1065 dated th January 1945 from the Government Architect in Mysore and to state as follows -

There is no hospital or Travellers Bungalow near the site proposed for the Cinema theatre The other suggestions made by the Government Architect will be kept in view There is likelihood of getting good price for the site not to be sold immediately As the Municipal Council Birur have already resolved to dispose off the site in public Auction cancelling the old resolution in the matter the file of records may be returned with the orders of Government directing the sale of site in public auction so that action may be taken in the matter

I have the honour to be
Sir
Your most obedient servant

Deputy Commissioner
Kadur District

Very urgent

U O 209 6/3/45

Forwarded with compliments to the Secretary, Town Planning Committee for favour of probing the file in question with the view as to the suitability or further the question of the Construction of a Cinema theatre thereon

Yours faithfully

Jersey Town Law Dept

58/Gen
7/3/45

JR
Sub
1213
73 US

C [No 45]

7265

GOVERNMENT OF MYSORE

Tel g m
ph

No 2698
Incls Files Complete

OFFICE OF
The Government Architect in Mysore,
Bangalore

Date 3/5/45

To
The Secretary to Government,
~~L S G~~ Law Department, Bangalore

Sir

Regarding Cinema theatre at Birur

With reference to your No U O 209 dated 6-3-45 and a subsequent note dated 6-3-45 I have the honour to invite your kind reference to my No 1665 dated 9-1-45 flag G in the file The connected file on the above subject is herewith returned

I have etc.,
3/5/45

Government Architect

[redacted] letter No 1097/E2 dated 31st January 1945, from the Sanitary Engineer [redacted] of Sanitary Engineering Bangalore to the Deputy Commissioner, Kadur [redacted] Chikmagalur

[redacted] With reference to your No A3 2766 dated 11-12-44 and further letter [redacted] 16-1-1945 I have the honour to return herewith the site plan of the [redacted] site at Birur together with a copy of the remarks of the Government [redacted] Bangalore for your information and adoption

Copy

Deputy Commissioner
Kadur District

Letter No 1665 dated 9-1-1945 of the [redacted] rchitect in
sore Bangalore

Site for construction of cinema theatre at [redacted]

With reference to your 1796 dated 5-1-45 I have the [redacted]
return [redacted] herewith the site plan with the remark that:-

1 The site for the cinema appears to be suitable provided that no hospitals or travellers bungalows are situated in the immediate neighbourhood, which may be disturbed by the noise from the [redacted]

2 The proposed Municipal road behind the Bus stand may be changed and made parallel to the Bangalore Hosmaver Road.

3 Cinema theatre may be placed as shown in the plan keeping [redacted] eastern portion of the compound free from other buildings

Copy

Deputy Commissioner, [redacted]

ತಾ 26-12-43ನೇ ಇಸವಿ ಮಾಹೆ ಸಂ ನಾಲ್ಕು
ಪ್ರಸಿಡೆಂಟರವರ ಬೀರೂರು ಪುರಸಭೆ ಮುಖಾಂತರ ಕೀಳಿ ನಿಸ್ಸಾ-
ರತೆಯಿದ ಸರ್ಕಾರ್ ಸೇಜಾಯ್ ದಮಾಲ ಬೀರೂರು ಪ್ರೈಂ ಪಾಲ್ಯ್ಯ

ದಾಜಾರಿ 3
ಸ್ವೀಕಾರಿ 3

ಸಹಿ NT ಮಲ್ಲಿಕಾರ್ಜುನಪ್ಪ
ಚೇರ್ಮನ್

× × ×

೨ ದಿನಿಸೂ ಮಾಡಿರ ಕಳ್ಳತನ ಬಗ್ಗೆ ಸಹಿ ಎಂ ಎಂ ಎಸ್ ಆರಾಂ ದ್ಯಾರವರಿಂದ ಬಸ್ ಸ್ಟ್ಯಾಂಡ್ ವಿದರು ಜಾಗದಲ್ಲಿ 300x300' ಜಾಗಾ ಕೊಡಿಸ ಬೇಕಾ ಎಲ್ಲ ತಿರ್ಪ ಅರ್ಜಿ ಮೇಲೆ ಅರ್ಜಿದಾರ್ರು ಕೇಳಿರುವ ಸ್ಥಳದಲ್ಲಿ ಬಸ್ ಸ್ಟ್ಯಾಂಡ್ ಕಿಂಬಾಗದಲ್ಲಿ ಮೊದ್ಲ ರತ್ನಿಸು ಅಳತೆ, ಅಡಿ 200, 250, ಸುತ್ತಿ ಬಾಕಿ ಯೀಕಿಲೆ ತಲಾಳತೆ ಉಂದು ಸಾಂಪತಿ ಇದುವ ಅನಲ 242 ಅಡಿ ದಗ್ಗು ಸುತ್ತಿ ಉದ್ದ 250 ಅಡಿದಗ್ಗು ಇರತಕ್ಕ ಸ್ಥಳದ ಪಂಚಾಯತಿ ಇದುವ ಆಸ್ತಿ ಸೈ 0-40 ಆಗಿದ್ದು 6723 ಕ್ಕೆ ಆ ದಿನ ಕೊಡಬಹುದೆಂದು ತೀರ್ಮಾನಿಸಲಾಯ್ತು ಯೀ ಸ್ಥಳವನ್ನು ದಿನಿಸೂ ಮಾಡಿರತಕ್ಕೆ ದಿನ ಬೇಕಿದ್ದುದಕ್ಕೆ ಉತ್ತರ ಯೀದಿನ ಪಂಚಾಯತಿ ಯೀ ಸ್ಥಳದಲ್ಲಿ ಸ್ಟ್ಯಾನಿಪಟಿ ರೂಲ್ಸ್ ಅನುಸರಿಸಿ ಲೈಸೆನ್ಸ್ ಕೊಡಿಸು ಯೀಲಾಂ ಸಾಮಾನ್ಯ ಅರುತಿಯಾಳ್ಳಿ ಕೆಲ್ಲ ಸುರು ಮಾಡಿ ದಿರತು ಕಳ್ಳನ್ ಜೋಳ್ಳದಿ ಕೆಲ್ಲ ಸೂರ ಯುವತಕ್ಕದ್ದು ಯೀ ಕಂಡೀಷನ್ ಸ್ಟ್ಯಾನಿ ಕಲ್ಲ ದಲ್ಲಿ ಯಾವ ವಿದ್ಯಾಂದ ಕಡಿ ಬಾರದಂತ ಸುಳ್ಳಿ ಹೊಂದದೆ (ಹೊರದೆ) ಸುನಿತಿಕಾಂಬಿ ಹೊತ್ತಿ ಸಿವ್ಯಾಂಗುತಕ್ಕದ್ದು ಕಿಂಬಾಗ ಸಂತರಸ್ಥದರ ಮೇಲೆ ಅಜಾಗ್ರತಿಯಾಗದಂತ ಇರತಕ್ಕ ಕಿಲ್ಲಾಕೊಡಬಾ, ಕೆಲಸಾಂಯ್ಯ ಮುಚಲಿಂದ ಕಾಳಗಾಗಿ ಪೂರಾಂದ ಸ್ಥಾಪಿಮಾಡಿ ಬೋರ್ಡು ಸ್ಥಾಪಿಸಿ ಕಾಪಾಡಿಯ ತಕ್ಕದ್ದೆಂದು ತಿಳಿದಲ್ಲಿ ಕ್ಷೇಮಾನ ವಜಾ ಇದಂತೆ ಕೊಳ್ಳಿದ ತಕ್ಕದ್ದೆಂದು ಕ್ಷೇಮಾನವಲಾಯ್ತು

(Sd) N T Maliyappa
Chairman
26/12/43

"Copy"
Maliyappa
President
Town Municipal Council
Birur

ಇಲ್ಲಿ ರುಂದು ಟಿವರ್ಸ್ ಮುನಿಸಿಪಲ್ ಕಾಮಗಾರಿ
ತಾ 30-1-44 ನೇ ಇಸ್ಪಾ ನುಸಾರ ಸಂಖ್ಯೆ 3 ಪ್ರಕಾರ
ಯಿಂದ ಈ ರುಂದು ಮುನಿಸಿಪಲ್ ಆಫೀಸಿನಲ್ಲಿ ನಡೆಯುವ
ಸಿದ ಜನರಲ್ ಸೀಟಿಂಗು ಪ್ರಾರಂಭವಾಯಿತು -

-ಎ- ಸಹಿ T. ಮಲ್ಲಪ್ಪನವರು
Chairman

ಹಾಜರಿ 9
ಸೈರಾಜರು 12

x x x

ಇಲ್ಲಿರುವಂಥ ಟಿವರ್ಸ್ ನಲ್ಲಿ ಸಿದ್ದಿಸಿರುವ ಸಂದರ್ಭದಲ್ಲಿ ಕಟ್ಟಡಗಳು ಬಹಳ ಸಾಧ್ಯವಿರುವ ಕಂಪೌಂಡುಗಳು 242'x250' ಅಳತೆಯನ್ನು ಭಾಗಾಲನ್ನು 0-4-0 ಆಣೆಯಂತೆ ಲೀಜು ಕ್ರಮಾಗಿ ಅನುಭವಿಸುವುದು Rs 1680-12-0 ದ್ಯಾನ್ನ ಪಸಾಯಿತಿ ಬೇಕೆಂದು ಸಹಿ MVS ಅಂದ್ದವರು ಕೊಟ್ಟ ಅರ್ಜಿ ವಿಚಾರ್ಥ ಸಿಂಬಲಿ ಉತ್ತರ ಕಾಗಿ ಸೂಚಿಸಲು ಜಾಗ್ರತೆ ಆಸಾರುವುದೆ ಅದನ್ನು 750/- ರೂಪಾಯಿ ಅಂದಾಜು ಕಟ್ಟಿ ಕೊಡಬೇಕಾಗಿ ಸೂಚಿಸಲಾಗಿ ಇರುತ್ತದೆ —

ಸಹಿ MVS ಅಂದ್ದವರು ಕೇಳಿದ ಲೀಜು ಕೊಡಲು ಸಾಧ್ಯವಿಲ್ಲ ಸಂದರ್ಭ ಪ್ರಕಾರ ಭಾಗಾಲನ್ನು 0-3-0 ಆಣೆಯಂತೆ ಕೊಡುವುದೆಂದು ಈ ವಿಷಯ ಸೂಚನೆಯಾಗಿ ಬಂದಿರುವುದರಿಂದ ಯಾವುದು ಸರಿತ್ತೆಂದು ಸೀಟಿಂಗಿನ ಸಭೆಗೆ ತಿಳಿಯಲಿ ಇರುತ್ತದೆ ಎಂದು ತೀರ್ಮಾನಿಸಲಾಯಿತು ಎಂದು ಸೀಟಿಂಗಿನಲ್ಲಿ ಸರ್ವಾನುಮತ ಸೀಟಿಂಗಿನಲ್ಲಿ ಕಾಂಗ್ರೆಸ್ ಸಿಲ್ಲಿ ಮಾಡಿ ಅಲ್ಲಿ ದ್ಯಾನ್ನ ಅನುಸರಿಸಿ ಕಟ್ಟಡ ಕಟ್ಟುತ್ತೆದೆಯೆಂದು ಯೋಚನೆಯಲ್ಲಿ ಇರುವುದರಿಂದ ಕ್ರಮಾಗಿ ಸಂದು ಸಾರ ಮೇಲ್ಕಂಡ ಸಾಗಿ ಅಭಿಪ್ರಾಯ ಸಾರ ತಕ್ಕ ಕ್ರಮಂದು ತೀರ್ಮಾನಿಸಲಾಯಿತು

x x x

"Copy"
Ashalappa
President

sd T Mahyappa
Chairman

P926
21/2/44

By Registered Post

DEPUTY COMMISSIONER'S OFFICE
14 FEB 1944
KADUR DISTRICT

A30

R76

ಹಜರತ್ ಕಡೂರು ಡಿಸ್ಟ್ರಿಕ್ಟ್ ಡೆಪ್ಯೂಟಿ ಕಮಿಷನರ್ ಸಾಹೆಬರವರ ಸೇವೆಗೆ

ಅರಸೀಕೆರೆಯಲ್ಲಿರುವ ಮಹತ್ಮಾ ಟೂರಿಂಗ್ ಟಾಕೀಸ್ ಮಾಲೀಕರಾದ ಬಿ ಎನ್ ಶ್ರೀಕಂಠ ಶೆಟ್ಟಿರವರು ಕಳುಹಿಸಿದುದು

ಹ ಅರ್ಜಿ ತಾ 12 ಫಿ 1944

ಸ್ವಾಮಿ -

ಬೀರೂರು ಟೆಂಪಲ್ ಸ್ಟೇಷನ್ ಹಾಲ್ ಅಂತಿರುವ ಬಸ್ ಸ್ಟ್ಯಾಂಡ್ ಹಿಂಭಾಗದಲ್ಲಿ ಒಂದು ಸಿನಿಮಾ ಮಂದಿರವನ್ನು ತೆಗೆಯೂರು ಮಾಡತಕ್ಕ ಬಗ್ಗೆ ಸ್ಪೆಷನ್ನು ಬೀರೂರು ಮುನಸೀಫ್ ಪಾಲಟಿ ಕುಮುವರು ಕೊಡುತ್ತಾರೆಂಬ ನಿರೀಕ್ಷೆಯಿಂದ ತಾ 30/1/44 ರಲ್ಲಿ ಬೀರೂರು ಪೌರಸಭೆಯವರಿಗೆ ಅರ್ಜಿ ಕೊಟ್ಟಿದ್ದೆನು ಸದರಿ ಸ್ಪೆಷನ್ ಬಗ್ಗೆ ಬೇಕಿರುವುದರಿಂದ ಅರ್ಜಿ ಬಂದಿತ್ತೆಂತಲೂ, ನಮ್ಮ ಅರ್ಜಿಯನ್ನು ಮಿಲ್ಕೆ ಯಿಟ್ಟು ಬೇಕಿರುವವರ ಅರ್ಜಿಗೆ ಅವರು ಕೊಟ್ಟ ಕಡಿಮೆ ಕೇಟಿಗೆ ಮನ್ನಣೆ ಕೊಟ್ಟು ಮುಂಜೂರು ಮಾಡಿರುತ್ತಾರಾಗಿದ್ದರೆ ಮೊನ ಕೇಳುತ್ತೇನೆ ಆದ್ದರಿಂದ ಪಾವಂದರವರು ಪೂರಾ ಲಿಕ್ಕಾಡ ಪರಿಶ್ರಮ ಅಸಿ ಸದರಿ ಸ್ಪೆಷನ್ನು ಮುನಸೀಫ್ ಪಾಲಟಿಯವರು ಮೇಂದಲು ನಿಸಧಿ ಮಾಡಿದ ಟೆಂಡರ್ ಅಂದರೆ ಟೆಂಡರುನ ಜ 18/19 0-4-0 ಯಂತೆ ನಮಗೆ ಮುಂಜೂರು ಮಾಡಿಸಿ ಕೊಂಡ ಬೇಕಾಗಿರುವುದೂ, ಕೆಮ್ಮ ಇಂಡಾರ್ಸ್‌ಮೆಂಟ್ ಕೆಳ್ಳಿದ ಒಂದು ವಾರದ ಒಳಗೆ ಬೋಬಲಗನ್ನು ಕಟ್ಟಲು ಸಿದ್ಧನಾಗಿರುತ್ತೇನೆ ದಯವಿಟ್ಟು ಜರೂರು ನಮ್ಮ ಹಿತದಲಿಸಿ ಸ್ಪೆಷನ್ನು ಮುಂಜೂರು ಮಾಡಿಸಿ ಕೊಟ್ಟು ಇಂಡಾರ್ಸ್‌ಮೆಂಟ್ ಕೊಂಡಿಸಿ ಕೊಂಡ ಬೇಕಾಗಿ ಪ್ರಾರ್ಥಿಸುತ್ತೇನೆ

ತಮ್ಮ ವಿಧೇಯ

G Chamakesava Setty

for

B N Sreekanta Setty & Co

Proprietor, Mahatma Touring Talkies

Arsikere

BIRUR
Date 12 2 44

G R S App F G 3

GENERAL AND REVENUE SECRETARIAT

(Continuation sheet draft form)

T eft L-11778 — 3 copies

To, ML 888-44-90

UR

The D C Kadnol

Sir,

With reference to the correspondence ending with your letter no A3 C 2766/4 & 13/1/45 forwarding the resolution of the Bombay Municipal Council to sell in public auction the site near the bus stand for the construction of a cinema and to refund the amount already deposited by M/s R V S Bradshaw towards the purchase of the site I am directed to ~~state~~ observe that, even after the deposit of the ~~amount~~ value ~~amount~~ of the said site ~~of Rs~~ by M/s Bradshaw ~~in this respect~~, as ~~you~~ ~~to~~ by the Municipal Council, ~~it~~ (the ~~Mun Cl~~) ~~has not taken any~~

WD 0 4—GPB—7 500—16 2 37

no steps have taken by the MLC
~~action~~ to complete the transaction
Mrs attitude of the MLC is unreasonable
Since ~~the fact~~ Mr Bhandya is no prepared to
pay at annas four ~~for sq yard~~
for the site it may be conveyed
to ~~Mr Bhandya~~ him after viewing the site of the site at that rate
before ~~at that price~~ permitting the construction of the cinema building
~~for the auction as fixed~~ within said site
~~in the matter~~ the following ~~facilities~~
~~to~~ ~~suggestions~~ suggestions of the Town planning ~~on the question~~
committee may also be kept in view

(1) No hospital or Travellers' bungalows
~~are solid~~ should be ~~situated~~ located ~~in the~~
in the immediate neighbourhood of the ~~site~~
cinema which ~~will disturb sight~~ would, otherwise,
be disturbed by the noise of the cinema

(2) The proposed municipal road behind the
bus stand may be changed and made parallel to
the bungalow - Hosur road.

+(3) The cinema building ~~may be~~ ~~proposed~~ located as shown in the plan,
keeping the whole eastern portion of the compound
free from other buildings

Records accompany

I have etc
for
Deputy Town

7/6/41 -

L-1779

copy of the above is forwarded to the
Architect - Ref his letter

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat,

Dated Bangalore 7th June 1945

No L-11778 - III-88 44-90

FROM

The Secretary to the Government of His Highness the Maharaja of Mysore
Law Department

To

The Deputy Commissioner,
Kadur District

S i r,

With reference to the correspondence ending with your letter No A3C 2766/44 dated the 13th January 1945, forwarding the resolution of the Birur Town Municipal Council to sell in Public Auction the site near the Bus Stand for the construction of a cinema and to refund the amount already deposited by Mr M V S Aradhya towards the purchase of the site I am directed to observe that, even after the deposit of the value of the said site by Mr Aradhya, as fixed by the Municipal Council, no steps have been taken by the Municipal Council, to complete the transaction This attitude of the Municipal Council is unreasonable Since Mr Aradhya is now prepared to pay at annas 4 per sq yard for the site, it may be conveyed to him after recovering the value of the site at that rate

Before ~~the~~ permitting the construction of the cinema building on the said site, the following suggestions of the Town Planning Committee may also be kept in view -

1 No hospital or Traveller's Bungalows should be located in the immediate neighbourhood of the cinema which would otherwise be disturbed by the noise of the cinema
2 The proposed Municipal road behind the bus stand may be changed and made parallel to the Bangalore - Honnavar Road and
3 The cinema building may be located as shown in the plan keeping the whole eastern portion of the compound free from other buildings

Records accompany

I have the honour to be,
Sir,
Your most obedient servant,

Secretary to Government

Extra

7/6/45

II Dft 50 2 copies

L-11780-88-44-91

G R S App F G 3

GENERAL AND REVENUE SECRETARIAT

(*Continuation sheet draft form*)

Endorsement granted to Mr M V S Bradhya, agent, Burmah Shell, Burma, Kadur dt

with reference to his petition dt 6/1/45 ~~addressed~~ appealing against the decision of the Burma Tribunal in the matter of the disposal of a site near the bus stand at Burma for the construction of a cinema etc, Mr M V S Bradhya is informed that the D.C., Kadur dt, has been instructed ~~deputed to~~ to sanction the site in question in his favour on certain conditions and that he may approach the D C in the matter

Receiving 11 letters have been issued ~~in the matter~~ to the Kadur dist, directing the sale of the Burma site to be approached ~~in the matter~~ by the petitioner ~~in the matter~~ of the petitioner concerned

WD 03697—GPB—30 000—2 2 40

P T O

L-11781 7/6/45

copy of the above was forwarded w/c to the D c Radio at in continuation of this office letter no L-11779 ~~L-11778~~ of 7/6/45

Sgd

Jseg Law

From,
B Sreekanta Setty,
Merchant, Land Holder & Proprietor Lahatar Nehru Textiles,
ARSIKERE

To,
HIS HIGHNESS THE MAHARAJA OF MYSORE,
MYSORE

Submitted through The Private Secretary to His Highness the Raja of Mysore

Sub: Petition regarding the order of The Minister for Local Self Govt sent to The Deputy Commissioner Kadur Dist Chickmaglur through The Law Secretary on 7 6 45 about the sale of a Muncipal Site at BIRUR for the Construction of a Permanent Theatre

May it Please Your Highness,

As I came to know that The Birur Muncipality would sell away a site measuring 250"X242" near the B M Road for the Construction of a Cenema Th Theatre, I sent an application on 30 1 44 to the Muncipality to grant me the site at Three Annas a Sq Yard

The Muncipality decided in their meeting on 30 1 44 to grant the site to one Mr M V S Aradhya at Three Annas per Sq Yard though he had not asked at that rate not even considering my application They have recordedin the proceedings book that they would consider my application in the next monthly meeting They did not ever acknowledge my application The resolution was sent to The Deputy Commissioner for approval

After hearing the decision of the muncipality I submitted another application on 12 44 to grant me the site at Four Annas a Sq Yard Even then the muncipality did not consider my application

Mr M V S Aradhya who was offered the site at Three Annas a Sq Yard had not accepted to purchase the same at the offered rate and submitted another application to grant the site at a lower rate After knowing my offer Mr M V S Aradhya deposited Rs 1260 9 0 on 17 2 44 to be kep in suspense as the muncipality had not received the concent of the Deputy Commissioner

The Deputy Commissioner in his Letter No A3P R 160/43-44 Dated 26 2.44 has called for the town improvement Map of Birur to consider the question and to stop disposal of the till they hear from him

Again The Deputy Commissioner in his Letter No A 3 C 2766/44-45 dated 22 12 44 has asked the muncipality to cancel the resolution passed to grant the site to Mr M V S Aradhya at Three Annas a Sq Yard and to arrange for an open auction as it would fetch much more money to the muncipality & in His Letter Dated 11 12 44 has objected the muncipality for having taken the deposit from the party before they heard any definate reply from him

The muncipality in their meeting on 22 12 44have decided to cancel the previous offer at Three Annas a Sq Yard & to arrange for a public auction of the site on 25 1 45 and the same was advertised in all the local papers

The Law Secretary to the Govt of Mysore in his letter No L 6971 Dated 12 1 45 addressed to The Deputy Commissioner called for all the records about the Theatre site & to stay the public auction till they hear from him

Then I sent an application to The Minister for Local Self Govt to consider all the facts and figures and order for an open auction of th site offering Rs 4000/ as my first bid I was not favoured with any endorsement

Then I sent an application to the Deputy Commissioner on 5 3 45 statigg that I would purchase the site for Ten Thousand Rupees and grant me the site The Deputy Commissioner sent my application to The Law secretary recommending my application to grant the site and that it would help the financial position of the Birur muncipality

The Law Secretary in his Letter No I 11778 L88-44-90 dated 7 6 45 addressed to The deputy Commissioner has directed the Muncipality to grant the site to Mr M V S Aradhya at Four Annas a Sq Yard not considering all my applications

So in view of all these facts I beg tolumbly submit that proper Justic is not done to me & unfortunately The Muncipality has also lost a heavy sum & So I humbly request your Highness to direct Your Govt to reconsider the order passed in the matter and to assue a telegrafic Stayorde pending decision

I beg to remain,
Your Most Loyal Subject,
B Sreekanta Setty

Arsikere,
Dated 25 6,45

"Copy" to the Dewan in above
"Copy" to the Minister for Local Self Gov4
"Copy" to The Deputy Commissioner Kadur Dist Chickmaglur

registered post 26/6 [illegible]

788
577
(please)
for 19

[illegible]

[illegible]

[illegible]

GOVERNMENT OF MYSORE

7 JUL 1945
L. & A. BRANCH

OFFICE OF The Chief Government Architect in Mysore, Bangalore

Date 6-7-1945

To

The Deputy Commissioner,
Shimoga District,
Shimoga

Re - Construction of a cinema theatre building at Bhadravathi old town, by Mr A Natesh Mudaliar - approval of the revised plan

Sir,

With reference to your No M 3 C 458/44-45 dated 22nd June 1945 regarding my remarks on the revised designs for the above, I have the honour to return your file with the objection that the so called revised plan practically identical with the previous drawing and has not been corrected in accordance with the observations made in Law Secretary's letter No L 9551-M1-187-44-4 dated 23-3-1945

The alterations demanded by the Law Secretary in his above letter are absolutely essential, before granting any license I, therefore suggest that the applicant may be informed that he will not receive a license to conduct cinema shows in the proposed building unless he conforms with the requirements of public safety, submits satisfactory plans and construct his building in confirming with these plans

I have etc ,

Sd/- O H Koenigsberger,

Government Architect

NG 5/7

Memorandum

No 32 Dated 6/7/1945

Copy of the foregoing is submitted to the Law Secretary to the Government of Mysore, Bangalore for his information

Sd/

M Ramachandra

for Government Architect

5 7 45

OFFICE OF THE DEPUTY COMMISSIONER
KADUR DISTRICT

Chikmagalur Dated [illegible] July 1945

T 85 (Drun for A90)

Sir

I beg to forward herewith for kind perusal a copy of letter No H C 78/44-45 dated 12th July 1945 from the President Town Municipal Council Birur and to state as follows -

The Town Municipal Council Birur at one time proposed to give away at three annas per square yard a certain valuable site to one Mr Aradhya for the construction of a Cinema though there were better offers for the same As certain merchants of Arsikere offered to take up the same land for a very much higher price I suggested to the Municipal Council to dispose of the land in public auction In my letter No A3 C 2766/44-45 dated 28th December 1944 to the Secretary to the Government of Mysore Law Department I recommended for the disposal of the site in public auction But as per Government Order No L 11778 M1 80-44-90 dated 7th June 1945 it is ordered that the site should be sold to Mr Aradhya at four anna per square yard though Mr Aradhya was not prepared to purchase the land at Rs 0-4-0 per square yard and wanted it for less

In this connection it is that the financial condition of Birur Town Municipal Council is very bad as it has very heavy commitments to meet The normal income is bearly sufficient to meet the normal expenditure as more than 30 to 40% of the income goes towards the maintenance of the Municipal High School The town as you are aware has no drainage no protected water supply no good roads and none of the amenities which the ratepayers normally expect It is possible, that if the Government order is not revised for Mr Aradhya to sell away the land for a handsome profit I feel that such profit that Mr Aradhya may make should go to the Municipality, so that can provide necessary amenities to the ratepayers In view of the fact that the aforesaid Government Order will affect the finances of the Municipal Council very badly and especially as the Municipal Council has budgetted in the hope that the Government would sanction the disposal of the site by public auction and taking into consideration the attitude of Mr Aradhya I earnestly request that the aforesaid Government Order may kindly be revised.

Yours obediently

M A. Sreenivasan Esq B A.
Minister for Agriculture
Bangalore.

57

Copy of letter No H C 78/44-45 dated 12th July 1945 from the President Town Municipal Council Birur to the Deputy Commissioner Kadur District Chikmagalur

With reference to your memo No A3 C 2766/44-45 dated 15th June 1945, forwarding the copy of the Government Order No L 11778 Ml 88-44-90 dated 7th June 1945 from the Secretary to Government Law Department etc, regarding the disposal of Cinema site near the Bus Stand to Mr M V S Aradhya at Rs 0-4-0 per square yard etc I have the honour to state that the Municipality to their misfortune have lost a good bit of money by the above order Whatever the conditions in the town at the time of the Municipality passing a resolution to give the said site at Rs 0-4 0 per square yard to Mr Aradhya the same conditions will not exist at present When there is an offer for the same for a fabulous amount I consider it my duty to bring it to your notice that in view of the present slender finances of the Municipality the matter be once again viewed sympathetically and to request you kindly to write to Government for reconsidering the matter The following are amongst other grounds urged in favour of re-consideration

1 The present financial condition is not satisfactory and the previous budgets have been deficit ones

2 The Budget estimates for 45-46 were framed under the definite assumption that the sale of cinema site would fetch such a decent amount as Rs 10 000/- as there is an offer from a gentleman for such a value

3 With the installation of the Electric lights in the town the establishment of the Municipal High School and the increase in the dearness allowances of the staff both of the Municipality as also the High School the Financial commitments on the part of the Municipality have greatly increased.

4 The roads in the town are in a very bad condition, and require a lot of money to get them touched up and repaired.

5 Provision is made in the budget to take up a part of the drainage scheme which requires a couple of thousands

6 The water supply scheme is held up from a long time for want of funds

7 Some of the sites behind proposed cinema site have been recently sold in public auction which will work out at nearly Rs 1-4-0 and Rs 1-8-0 per square yard and which are le s prominently situated

8 Many sites have been sold in public auction which have brought thousands of rupees to the Municipality but no layouts have been formed marking roads conservancy lanes and drain etc This work has to be undertaken immediately in order that construction of buildings as per approved plan may come up with out ~~any~~ layouts in the town improvement will be greatly hampered

The Budget estimates for 45-46 were ubmitted a early as April 1945 and the Government seems to have passed over this item without having due regard to the same The whole budget is ure to get upset and the Municipality will be landed in financial difficulties of various diaracter

Another point I would like to bring to your kind notice is that the Government have proposed that the Municipal Road behind the Bus Stand may be changed and made parallel to the Bangalore-Honnavar Road. It is not made clear who must bear the co t offorming this road and it must naturally be presumed that the Municipality will have to bear its cost which means nearly two to three thousands of rupees

Further I may also in this connection mention that when the Deputy Commissioner after seeing the resolution of the Municipal Council disposing the site in favour of Mr Aradhya at a nominal cost and after being convinced suggested that it would fetch a high value if sold by public auction the Municipality have acted deligently in cancelling the previous resolution and a sale notification was published locally as also in Matru Bhoomi in it issue dated 15th January 1945 which fact also has not been taken note of by Government Further on stay orders of proceedings in thi direction were received

In conclusion I must say that unless some sources of increasing and improving the finances of the Municipality are found out and with the increased commitments on the part of the Municipality it will be a hard job to run the Administration

For these reasons I would request you to addre s the Government

57

Government to reconsider the whole matter and in the light of the afore and circumstances and order the sale of the said site by Public Auction

Copy

Deputy Commissioner
Kudur District

G N NAGARAJA RAO Esq M Sc
DEPUTY COMMISSIONER

1485/45 60

OFFICE OF THE DEPUTY COMMISSIONER
KADUR DISTRICT

Office Dated 30-7- 1945

REV SECRETARIAT
8 AUG 1945
L.S. BRANCH

A3 C 2766/44-45

Dear Sir,

SUBJECT - Re The disposal of a site for the construction of a cinema Theatre at Birur

In continuation of my letter No C O 6/45-46 dated 15-7-1945, on the above subject, I beg to state that Mr M V S Aradhya is compelling the Municipal President, Birur, to execute the conveyance deed in accordance with the orders of Government dated 7-6-1945 He has issued a legal notice to the Municipal Council stating that a suit would be filed against, if, if the conveyance deed is not executed within two months I, therefore request the favour of early orders on my recommendation made in the matter

Yours obediently,

To

M A Sreenivasan, Esq , B A ,
Minister for Agriculture,
Bangalore

Tss

GEN & REV SECRETARIAT
1050
8 AUG 1945
L S & BRANCH
39

K T Satyanarayan Setty, T 174 Biru,
(My ore State)

NUT MERCHANT & LAND HOLDER
PRESIDENT BIRUR TOWN MUNICIPAL COUNCIL
DIRECTOR THE VYSYA BANK LTD
SRI GJAN RICE & FLOUR MILS LTD
CHAIRMAN THE MYSORE CENTRAL TRADING CO
SECRETARY MUNICIPAL HIGH SCHOOL COMMITTEE

Dat 5/8/1945

Dear Sir,

With reference to our personal talk as regards the proposed cinema site in Biru, may I once again request your good self to pass orders immediately, staying further proceedings and calling for the concerned records for review and reconsideration. Thanking you in anticipation of prompt attention, Yours sincerely,

K T Satyanarayan

"m A Sumvasam, M A,
Minister for Agriculture
B'lore

Subject 447 Vol 904

This relates to the notice served by the Advocate of Sri Sradhya Poran on the president of the Poran Tamil el in connection with the disposal of land granted to Sri Sradhya for the construction of a cinema

The main file bearing D No 523/L has been referred to the Law section this day. Means may be sent continuation of the same

Sd 7/8/45

Maybee returned here I kept in the file when it is need back for the Law section. Also should be reminded by the 15th end of the file is not received for 17th the 21/8/45

25	875
7	500
18	375

Copy

Reg A B

Chickmagalur
Date 22 7 1945

REV & REV SECRETARIAT
904/1945/L*
L S pleader

From T K V Shyamappa B A
Chikmagalur

To
The Town Municipal Council
BIRUR

AUG 2 194
113

Under instructions of my client Mr M V S Avathya Burmah Shed BIRUR, I issue this notice to you

Please take notice that a suit will be filed against you in a competent civil court compelling you to execute the deed of conveyance conveying the site measuring 6723 square yards behind the bus stand at BIRUR as per the orders of the Government dated 7 6 45 and for other reliefs mentioned in this notice

You are aware that the Government in their order have brought to your notice that even after the deposit of the value of the said site by my client as fixed by you (you had asked my client to deposit Rs 1260 0 0 calculating at 3 annas per square yard as per the resolution of the general body meeting held on 30 1 44 which he did on 17 2 44) you did not complete the transaction by executing the sale deed in favour of my client which the Government has observed as the most unreasonable attitude of yours

You are also aware that the Government in their order has clearly stated that since my client is prepared to pay at 4 annas per square yard for the site it may be conveyed to him after recovering the value of the site at that rate

You are aware that inspite of the Government order your present president himself takes up the matter again for reasons best known to himself and brought the matter again your meeting held on 30 6 45 and even there the ~~count~~ council by the majority resolved to give the site to my client as per the orders of the Government

You are aware that on 4 7 45 my client sent the balance of the amount of Rs 420-3-0 making the difference on anna per square yard as per the orders of the Government along with the application and a stamp paper to you to execute the sale deed in my clients favour as per the order of the Government

But instead of executing the document your president sent an endorsement dated 5 7 45 acknowledging the receipt of Rs 420 3-0 and asking my client to produce the plan and then necessary action will be taken

You are aware that my client again wrote to you on 8 7 45 that as he is asking for the issue of title deed of the site the value of which he has paid to you he only wants at present the conveyance deed to be executed by you and the plan will be submitted to you at the time he would apply for license for constructing the structure on it The plan is not necessary for the execution of the title deed by you

In spite of it your president again sent an endorsement dated 11 7 45 that the plan is absolutely necessary for executing the title deed to my client, since the site is in your possession you can have your plan in no time

For executing the sale deed the plans are not necessary The plan will be necessary only when he applies for the construction of the structure on the site First of all the site must pass from your hands to my clients hands My client must first become the owner of the site & be in possession of the ~~site~~ same before he commences the structure on it Since my client has paid the value of the site as ordered by the Government his part of the work is over and it is your duty to execute the deed conveying the property to him & put him in possision After the execution of the deed the sale will be complete and then alone my client is owner of the site It is the elementary principal that is only after becoming the owner of the site & be in possision of the same, that one can submit plans for issuing licence to you as licensing authority for ~~any~~ any construction on his land

You are aware you have recovered the value of the site from my client without executing the sale deed by putting it off on some untenable grounds thus disregarding the orders of the highest authority By your act my client has suffered a good deal and ~~has~~ is entitle to damages from you for your wrongful act

So please take notice that if within two months from the receipt of this notice you did not execute the conveyance deed as per the orders of the Government refer to ~~the~~ above and pay Rs 10/- as damages to my client my client will be compelled to file a suit against you for specific performance compelling you to execute the document referred above and for recovery of Rs 100/-

P 70

as damages from you and you will be liable to pay the costs of the suit thus incurred by my client

Please send Rs 10 5 6 as being the fee for this notice

yours faithfully

sd J Krishnappa

copy

1) The Deputy Commissioner Kolar district Chikkballapur
2) The Chief Secretary to the Govt of Mysore Bangalore
3) The Minister in charge of Local Government
4) The President Town Municipal Council Bangarpet
5) The Town Municipal Council

Mr B J Reg

FROM

P.O. Box N Sree Kanta Setty 'Ij 2484/45

merchant & Landholder & Proprietor

Mahatma & Nehru Talkies

Arsikere

GEN & REV SECRETARIAT
1502
31 AUG 1945
L S C BRANCH

C T
NOV 27 1945
No 253

To

The Minister,

For Local Self Govt,

In Mysore

Bangalore City.

Sub Re The Site for construction of a Cinema Theatre at Burun

Sir,

In continuation of my petition dated 25 8 45 addressed to His Highness The Maharaja of Mysore requesting his Highness to pass a stay order about the orders of The L S G Minister Then and to instruct the municipality to grant me The Site for Ten Thousand Rupees I beg to inform you That The municipality has done me great injustice granting The said site for Rs 18001 only to one Sri M V S Aradhya of Burun though I had sent in my offer for Rs 10000/- only

So I earnestly request

P T O

The protection Branch may be requested to return the connected file early

1/9/45

In Kindly returning the connected file immediately with opinion

Dy Secretary (Law & Rev) for Secy 1/9/45

Policy

to pass an interim Stay-order
and call for all the records
concerned & do the need-ful
For this act of kindness I
will ever remain grate-ful
to you

I remain
your obedient
Pensioner
D 18/8/45

2 1270 Q 24/8/45 6/

G R S App F G 3

GENERAL AND REVENUE SECRETARIAT

(*Continuation sheet draft form*)

To,

The D c Kandy ol-

Sir,

With reference to the correspondence ending with your D O letter no COS f 45-46 Q 15-7-45 on the disposal of site at Burn for the construction of a cinema, I am directed to request you to intimate within three days whether the resolution passed by State that, as seen from the several reports on the subject the Burn Town Council have passed a resolution on 26/12/43 to grant the site to Mr Bra[illegible]ya at annual from [illegible]

WD 03697—GPB—30 000—2 2 46

and that subsequently a resolution was passed on 30-1-44 unnotificating the previous one to grant the same at Rs 4 p 0-3-0 per sqr yard to the same gentlemen

It may kindly be intimated whether the second resolution of 30-1-44 passed by the mel el is in accordance with the provision contained in sect 27 (14) of the Hyder Town Militia Act ~~which~~

This may kindly be treated as immediate and a reply sent within three days

Yours etc

[signature] 24/8/45

for Addl. Secy

P/24/8

OFFICE OF [illegible]

Kadur District, Chikmagalur

Date 27th August 1945

To

The Additional Secretary to Government,

Bangalore.

ADDITIONAL SECRETARY

No.

Date

L.S. & BRANCH

the disposal of a site at Birur for the construction of a Cinema

---

With reference to your Letter No L 1270 dated 24th August 1945 calling for information on the above - subject, I have the honour to state that it is seen from the copy of the proceedings of the general meeting of the Birur Town Municipal Council held on 30th January 1944, that only nine councillors were present at the meeting, as against the whole number of councillors viz twenty one The resolution of the Municipal Council passed on 30th January 1944 is therefore ultra-vires

I have the honour to be
Sir
Your most obedient servant,

For Deputy Commissioner,
(absent from head quarters
Kadur District

1228/p 43

Sale of site for construction of cinema theatre at Ve

The Birur Town Municipal Council resolved on 26 12 43 to grant the site to mr M V S Aradhya at the rate of four annas per sq yd On his complaint that the price was excessive the Council again resolved on 30 1 44 to grant the site @ 0-3-0 per sq yd

Fg 'B'

Fg 'C'

One mr Sukanta Setty applied on 30 1 44 for the grant of the site at the rate of Rs 0-4-0 per sq yd and he offered again on 14 2 44

Rs. 0-4-0

Fg 'E'

The Municipal Council again resolved on 28-12-44 that on modification of the previous resolution the site may be disposed of in public auction and that the amount deposited by mr Aradhya be refunded to him

Fg 'D'

The D C recommended the matter for Govt sanction on 26 2 45

Govt in their order no L 11778 7 6 45 observed that the attitude of the Mn Council in not granting the site to mr Aradhya was unreasonable and

Fg 'N'

ordered that the site may be conveyed to him after recovering the value of the site at the rate of four annas per yard

The D C has again in his letter dt 15 7 45 stated that considering the financial position of the Municipality the Govt order (Ex N) may be revised

Mr Avadhya has now issued a to notice to Govt for demanding the execution of the necessary sale deed in his favour and the payment of damages incurred by him on account of such delay thereon Ex 'S' in his petition to Govt

Govt wf to the points raised at para 51 & 52 supra —

S 38 of the ~~Town~~ Municipalities Act deals with the competency of the municipal council to lease sell or contract — Sub cl (2) of S 38 provides that no ~~sale~~ sale or other transfer of immovable property exceeding Rs 1000/- in value the

the previous sanction of the Govt is required

On the present case the MCL originally

Fs B resolved to grant the site to one Avadhya @ 0-4-0 (26 12 43)

Fs C and at the rate of 3 annas on (30 1 44) on modification

of the above resolution it resolved to sell the site on public

Fs D auction on (28 12 44)

On the report of the DC Govt approved of the

grant of site to one Avadhya at ~~the~~ rate of 0-1-0 per sq yd

The question of public auction also must have been

considered by Govt as can be seen from the GO

Under ~~the~~ circumstances it appears

sanction under S 38 (2) was deemed to have been

granted to the original resolution of ~~the~~ MCL

(26 12 43) disregarding the later resolution (of 30 1 44

and 28 12 44)

The notice issued by one Avadhya for

specific performance of the contract is based on

the strength of the GO (Fs N) and suit a

suit for specific performance is maintainable

under Art VII of 1923 Subject with ref to

paras 51 & 52 supra

NKH
8 8 45

G R S App F G 3

GENERAL AND REVENUE SECRETARIAT

(*Continuation sheet draft form*)

To, L 87 of 20-10-45

The D C Kadur

Sir,

With reference to the correspondence ending with your letter No A3 C 2766/44 of 27-8-1945 re the disposal of land at Birur for the construction of a cinema, I am directed to state that your recommendation to dispose of the site in public auction cannot be accepted ~~be given effect to~~ and that the Birur Town Mal el should, therefore, ~~be~~ arrange to hand over the site to Mr M V S Bhadraya for ~~[illegible]~~, as already directed in this office letter No* L 11778/Mal 88-4 4-90 of 7-6-45 after recovery of the cost ~~[illegible]~~ the rates noted the ___

PTO

* N

WD 0565—GPB—22 500—8 11 38

A report of action taken in this behalf may kindly be sent up to govt immediately

I have etc

[illegible] 9/10/00

[illegible]

G R S App F G 3

GENERAL AND REVENUE SECRETARIAT

(*Continuation sheet draft form*)

L 88 of 20-10-45

Endorsement granted to Mr M V S Bhadhya, Agent, Burmah Shell, Burma

In continuation of this office endorsement No L ~~11780~~ 11780/Misl 88-44-91 of 7/6/'45 re the disposal of a site at Burma in his favour at an upset price of 0-4-0 per sq yd for the construction of a ~~cinema~~ cinema

Mr Bhadhya is informed that the D C Kadur dt has been requested ~~instructed~~ to ~~hand over~~ make over the site to you at ~~free possession of the land~~ a rate of a sq yd ~~land to him~~, as previously ordered by Govt and that he may approach the D C in the matter

Bo

MR 20-10

Addl. Secy

WD 0565—GPB—22 500—8 11 38

Memo L 8 9 of 20-10-45

Copy of the above is forwarded with compliments to the D e Kadmal in continuation of this office letter no L dy

~~He is requested to give effect to the orders of govt immediately~~

20/10

Have not been passed this year. Please

Dr. T. Selvanarayan Setty, Birur,

(Mysore State)

Confidential

ADDITIONAL SECRETARY
NUT MERCHANT & LAND HOLDER
PRESIDENT BIRUR TOWN MUNICIPAL COUNCIL
DIRECTOR THE VYSYA BANK LTD
Dte SRI JANANA RICE & FLOUR MILLS LTD
CHAIRMAN THE MYSORE CENTRAL TRADING CO
SECRETARY MUNICIPAL HIGH SCHOOL COMMITTEE
GOVERNMENT OF MYSORE

OFFICE OF THE DIRECTOR OF AGRICULTURE
OCT 30 1945
No 4445

21 OCT 1945
BRANCH

My dear Mr Srinivasan,

In continuation of my personal interview with you in August last, in regard to the question of the Cinema site at Birur I would like to invite your kind attention to the facts and circumstances of the case and request you kindly to arrange for early disposal. In this connection, I may inform you that now is the opportune time for putting to open sale, as there seems to be very keen competition and therefore likely that the site would fetch not

PTO

less than ten thousand rupees I, am afraid, that, if matters are allowed to be delayed, the economic condition of this people may not be what it is today and we may not be able to realise this decent amount.

I therefore request you kindly to expedite some of orders for the resale of the site by public auction and thus to the financial aid of the municipality. Thanking you,

Yours sincerely,
K Ratanagiri, Dy

To,
Sri A Srinivasan Esq.,
Minister for Agriculture
Camp Mysore

[redacted] **Immediate**

16 XI 45

I am desired to [redacted] refer to this comp. [redacted] office letter No. 1/87 & 20-10-45 directing that the land reserved for the construction of a cinema at Burma should be handed over to Mr M V S Aradhya etc and to request you to intimate immediately what action has been taken to implement the orders of Govt in this respect. Please report.

14 11 45

[illegible], Theo C Kandiah (Capt).

D C 4]

No A3 C 2615/45-46

OFFICE OF THE DEPUTY COMMISSIONER
KADUR DISTRICT

Enc

Dated Chikmagalur 29th November 1945

FROM

3876

The Deputy Commissioner
Kadur District

To

The Secretary to the Government of Mysore
Revenue Department, Bangalore

Sir,

Re - Cinema site at Birur.

With reference to your D O letter No L 3853 dated 16-11-45 and in continuation of this office letter No C O 157/45 dated 17-11-45 on the above subject, I have the honour to state that the President, Town Municipal Council, Birur, has reported that the site in question has already been handed over to Mr M V S Aradhya, as directed in the letter received from you

I have the honour to be,
Sir,
Your most obedient servant,

Deputy Commissioner,
Kadur District

TSS

R 3037

WT 6281—GBPM—500—17 5 44

No P 168/45-46

THE PALACE, MYSORE

28th December 1945

The enclosed petition to His Highness the Maharaja of which particulars are given below is forwarded with compliments for favour of disposal, in continuation of No P 158/20-12-45

To

4652

The Chief Secretary to the Government
of H H the Maharaja of Mysore
Bangalore

Petition dated 23-12-45, from B N Sreekanta Setty, Arsikere, praying that a certain Cinema site at Birur maybe granted to him

Rev Secretary
W/es
30-12-45

31/12

Order
This will be transfd
to L&SG Dept
2/1

2/1 L&SG, Dept
3/1

This has been disposed of
maybe placed in the
Cinema file
6/1/46

By Order

Private Secretary
to H H the Maharaja of Mysore

82

OFFICE OF THE PRIVATE SECRETARY TO H H THE MAHARAJA OF MYSORE
No
29 DEC 1945

From -

B N Sreekhanta Setty,

Merchant & Land -holder,

Prop - Manathma & Neharu Talkies,

Arsikere

To,

The Private Secretary,

To H H The Maharaja Of Mysore,

Mysore

Sir,

With reference to your endorsement dated 20-12-45, No 158, I beg to bring the following few facts for your kind consideration and needful action

1) My application dated 26-5-45, & 16-12-45 are appeals to H H The Maharaja of Mysore against the ordersof the respective minister-ers for Local Self Governament who were then in office about their order about the cinema site at BIRUR

2) I hope the Chief Secretary is not competant to review the orders of the Ministers

So I humbly request you to bring the matter of my appeal to the notice of H H The Maharaja of Mysore and help me in setting aside the order of the Minister granting the site to some other party and to order the Municipality to grant me the said site for ten thousand rupees ~~to me~~

For this act of kindness I will remain grateful to you

Thanking you in anticipation,

Yours faith fully

B N Sreekhanta Setty

Arsikere
D 23 12 45

WT 5231 BPM—500—17 5 44

P No 158/45-46

R 2968

83

GEN & REV 28 DEC 1945

THE PALACE, MYSORE

20th December 1945

The enclosed petition to His Highness the Maharaja of which particulars are given below is forwarded with compliments for favour of disposal

To

The Chief Secretary to the Government
of H H the Maharaja of Mysore

GEN & REV SECRETARIAT 4551 JAN 45 L S G BRANCH

From Mr B N Sreekanta Setty, Proprietor, Mahatma & Nehru Talkies, Arsikere, bringing to notice that a site for building a cinema at Birur is being sold for Rs 1,800/- in preference to his own offer of Rs 10,000/- for the same site

CHIEF SECRETARY 28 DEC 1945 GOVT OF MYSORE

By Order

For Private Secretary
to H H the Maharaja of Mysore

Noted
This will be transfd
to L S G Br
24/12

L S G Br
24/12

4170/L

COURT FEE — TWO RUPEES

OFFICE OF THE MINISTER FOR L S G & P H
Date 15 12 44
No 729

ECY L W DE 15/12

ಅಸ್ಪೃಶ್ಯರು ಸಂಸ್ಥಾನದ ಸ್ವಾಧೀನದಲ್ಲಿಯ
ಸಂಬಂಧಿಗಳ ಸಭಿವರ ಸನ್ನಿಧಾನಂಗಳು

ಅರ್ಜಿದಾರರು — ಎಂ ವಿ ಯದ್ ಆರಾಧ್ಯ
ಬಾಗೇಪಲ್ಲಿ - ಬೀದರೂರು

ವಿಷಯ - ಬೀದರೂರು ಟಿವನ್ನಿನಲ್ಲಿ
ದಿನಿಮಂಪುಂದಿರ ರಟ್ಟೆಗಳ
ವಿಚಾರ

ನಾನು ತಾ 25 7-42 ರಲ್ಲಿ ಬೀದರೂರ
ಲ್ಲಿ ದಿನಿಮಂಪುಂದಿರ ರಟ್ಟೆಲು ಜಾಗಾಮಾಡಬೇ
ಕಾಗಿ ಅರ್ಜಿ ಹಾಕಿದೆ ಈ ವಿಚಾರದಲ್ಲಿ ಟಿವ
ನೆಮುನಸಿ ತಾಲೂಕಿಯವರು ತಾ 30 1 44 ನೇ
ಯಿಟಿಂದ ನಲ್ಲನ ಡೆಯಿ ದಿನ ಅಂಕ್ಷಿಕ್ಕಿ ಮೊದಲ
ಪ್ರೇಲಿ ಸದರಿ ರಟ್ಟೆ ಡದಖಾಸ್ತಿ ಆಗುವಿಮಾ
ಬಲಿಯನ್ನು ತಾ 17 2 44 ರಲ್ಲಿ ಮೀರಿಸಿಮಾಡಿ ರಟ್ಟಿನಿ
ವಡಿಸಿರುತ್ತೇನೆ

ಅಂದಿನಿಂದ ಈತಡಲೆವರಿಗೆ ನಮ
ನದಿ ತಾಲೂಕಿಯವರು ಒಪ್ಪಿರುವ (approved)
ಪ್ರೀಯಿಟರ್ ಜ್ಞಾಪ್ತಿಪ್ರಕಾರ ರಟ್ಟೆ ಡರ್ಕಿ ಬೇಕಾದ
ವಸಾಮಾನುಗಳನ್ನೆಲ್ಲಾ ಸಂಗ್ರಹಿಸಿ ಕೆಲಸಕ್ಕೆ ಬರಂ
ಭಿಸಲು ಅನುಕೂಲ ನಿರೀಕ್ಷಿಸುತ್ತೇನೆ ಅಲ್ಲಿ ಕಾರಣದ್ದು
ಭೇಟಿ ಮತ್ತು ರಕ್ಷಣೆ ವಹಿಸಿ ಕೊಡಬೇಕೆಂದು

ಅಲ್ಲದೆ ತಾ 14-4-1964 ಮತ್ತು ತಾ 8-11
5 8 44 ರಲ್ಲಿ ಕಡೂರು ಜಿಲ್ಲಾ ಡೆಪ್ಯುಟಿಕಮಿ
ಷನರ್ ಸಾಹೇಬರವರನ್ನು ಕಂಡು ಕೂಲಂಕು
ಷವಾಗಿ ವಿಷಯ ವಿಜ್ಞಾಪಿಸಿ ರಟ್ಟೆ ಡರಟ್ಟೆ
ಲು ಸಂಗ್ರಹಿಸಿರುವ ಸಾಮಾನುಗಳ ವಿವರ
ಕ್ಕೆ ಪಾರಾಕ್ಷಮ ಮಾಡಿರುವುದರಿಂದ ನಮಗೆ ಬೇಕಾ

A 3
Pl. wp selfness
(G) at once

DEP 11 22 DEC 1944 KADUK DISTRICT

ಶಿರಸಿ ತಾಲ್ಲೂಕಿನ ಈ ವಿಚಾರವನ್ನು ಅಲ್ಲಿನ ತಹಶೀಲ್ದಾರರ ಗಮನಕ್ಕೆ ತಂದು ಈ ವಿಷಯದ ಬಗ್ಗೆ ಇನ್ನು ಇಷ್ಟು ದಿನ ಏನೂ ಕ್ರಮ ಕೈಗೊಳ್ಳದಿರುವುದರಿಂದ

ಪ್ರಜೆಗಳಿಗೆ ಅಲ್ಲಿನ ತಹಶೀಲ್ದಾರರವರು touring talkies ಗಳನ್ನು ಕರೆದು ಇಷ್ಟು ಅಲ್ಲಿ ಚಾಲನೆಯಲ್ಲಿ ಪ್ರದರ್ಶಿಸಿ ಪ್ರಯೋಜನವಿಲ್ಲದಂತೆ ಕೈಗೊಳ್ಳಬೇಕು

ಈ ಕಾರಣ ನಡೆಯುವ ಸಿನಿಮಾಗಳಲ್ಲಿ ವ್ಯವಹಾರಕ್ಕೆ ಸಂಬಂಧಪಟ್ಟಂತೆ ಸುಮಾರು ಮೂರು ವರ್ಷಗಳ ಹಿಂದಿನಿಂದ ಮತ್ತೆಯೂ ಮೊದಲಿನ ಸಾವಕಾಶದಿಂದ ಮುಂದುವರಿಯುತ್ತಲೇ ಇದೆ. ಈ ಬಗ್ಗೆ ಸಾರ್ವಜನಿಕ ವ್ಯವಹಾರಗಳಿಗೆ ಸಾರ್ವಜನಿಕ ಅವಧಿಯನ್ನು ವಿನಾಕಾರಣ ಕಳೆದು ಹಿರಿಯ ಪ್ರದರ್ಶಕರು ಸಹಕರಿಸದವರು, ಈ ವಿಚಾರವಿದೆ ಮಂಡಿಸಿ ಸಹಕಾರ ದಯಪಟ್ಟು ಕೋರಿ ಕಡ್ಡಾಯ ಕಡ್ಡಾಯವಾಗಿ ಕ್ರಮ ಕೈಗೊಳ್ಳಬೇಕೆಂದು ಮನವಿ ಮಾಡಿ ಸಹಕಾರ ಪ್ರಾರ್ಥನೆ.

ಶಿರಸಿ
12 12 44

Mos Aradhya

A/2973

20th Dec 1944

L-6072

Forwarded with compliments to the Deputy Commissioner, Kanara District for submitting early, a report of action taken in the matter

By order

S Ramakrishnaiah
18/12

for Law Secretary.

G [redacted] App F G 3

GENERAL AND REVENUE SECRETARIAT

(*Continuation sheet draft form*)

L 8166
13 2 46

Endorsement granted to Mr B N Sreekantaiah Setty Merchant & Land holder, proprietor, Mahatma Gandhi Talkies Mysore.

With reference to his petitions of 20-12-45 and 28-12-45 addressed to the private secretary to H H the Maharaja ~~on the disposal of a site at Soraba~~ praying ~~to set aside~~ that the orders passed by the govt on the disposal of the site reserved for the construction of a cinema at Soraba, may be set aside, Mr B N Sreekantaiah Setty is informed that ~~final orders~~ govt see

WD 03697—GPB—30 000—2 2 46

no reason to reconsider the views already passed in the matter, ~~and that~~ ~~future~~ he is further informed that ~~future~~ petitions received in future or from him on the subject will not also be taken notice of

BD

from 11/2/06

+ Sec'y

[illegible]
Cerrito
11 6